

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION

PETER VLAMING,	)	Civil Action No. 3:19-cv-00773
	)	
Plaintiff,	)	Judge John A. Gibney Jr.
	)	
v.	)	
	)	
WEST POINT SCHOOL BOARD; LAURA	)	
ABEL, in her official capacity as Division	)	
Superintendent; JONATHAN HOCHMAN, in	)	
his official capacity as Principal of West Point	)	
High School; and SUZANNE AUNSPACH, or	)	
her successor in office, in her official capacity as	)	
Assistant Principal of West Point High School,	)	
	)	
Defendants.	)	

**PROPOSED INTERVENOR JOHN DOE'S MOTION FOR LEAVE TO PROCEED  
PSEUDONYMOUSLY**

John Doe (hereinafter “Doe”), who is moving for leave to intervene in this action, respectfully moves by his next friend Jane Roe to proceed under a pseudonym. He seeks this relief for himself and for his next friend due to the highly sensitive and private nature of the facts involved in this case, as well as the need to safeguard Doe’s privacy and his physical and emotional wellbeing. The requested relief will not prejudice the existing parties in this case.

1. Doe is the transgender student referenced throughout Plaintiff’s complaint. Plaintiff’s refusal to use male pronouns when referring to John precipitated the investigation and disciplinary action by the Defendant, West Point School Board, at the center of this matter.

2. All of the applicable factors courts consider in determining whether to permit a party to proceed pseudonymously warrant granting Doe and his next friend leave to do so here. Doe’s identity as transgender is highly sensitive personal information. Granting leave for Doe to proceed under a pseudonym would also protect Doe from exacerbating the emotional distress he

has already experienced due to Vlaming's prior disclosures of his transgender status at school and the significant public attention this matter previously received, as well as reduce the risk that Doe will become the target of additional harassment and discrimination. Requiring Doe to proceed using his initials, combined with this next friend's full legal name, would undermine the very privacy interest he seeks to vindicate via his intervention.

3. Granting Doe leave to proceed under a pseudonym would not prejudice any of the parties to the case. The existing parties are already aware of his identity and therefore will be able to locate and request any discovery from him irrespective of whether he is publicly identified on the Court's docket. Doe seeks only to avoid unnecessary widespread public disclosure of his identity beyond the immediate parties to this litigation.

4. No public interest would be served by revealing Doe's identifying information to the public. His name and identity are not pertinent to the issues presented either in the Plaintiff's Complaint or in the defenses likely to be raised by the Defendants (and, if the Court grants his motion to intervene, by Doe himself). Indeed, to date, Doe has not been publicly identified in this case by name by either Plaintiff or by the news media, further underscoring the fact that it is unnecessary to the public interest to disclose Doe's identifying information now.

5. Counsel for Doe has conferred with the existing parties regarding the relief requested in this motion. Defendants consent to this motion. Plaintiff has indicated that he does not oppose the motion for Doe to proceed under a pseudonym, but does oppose the use of a recognizably male name as the pseudonym requested. Doe's identity documents reflect that he is legally male and he does not believe he should be required to use a non-male pseudonym as a condition of the relief requested in this motion.

For the foregoing reasons, as well as those expressed in the accompanying memorandum of law, Doe respectfully urges this Court to GRANT this motion, permit him and his next friend to proceed under a pseudonym, and order that the parties and any third party who makes a filing in this case redact identifying information regarding Doe from all documents filed on the public record.

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Dated: November 25, 2019

LOCKE QUINN

/s/ Colleen M. Quinn, Esq.

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Respectfully submitted,

NATIONAL CENTER FOR LESBIAN  
RIGHTS

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**CERTIFICATE OF SERVICE**

I hereby certify on the 25th day of November, 2019, I electronically filed the foregoing John Doe's Motion to Intervene, using the Court's CM/ECF system, which will send a notification of such filing (NEF) to all attorneys of record:

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